



CITY OF MEMPHIS

COUNCIL AGENDA

March 21, 2017

Public Session Tuesday, 3:30 p.m.

Council Chambers, First Floor, City Hall

125 North Main Street

Memphis, Tennessee 38103-2017

CALL TO ORDER by the Sergeant-at-Arms

INVOCATION

Any invocation that may be offered before the official start of the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council and do not necessarily represent the religious beliefs or views of the Council in part or as a whole. No member of the community is required to attend or participate in the invocation and such decision will have no impact on their right to actively participate in the business of the Council. Copies of the policy governing invocations and setting forth the procedure to have a volunteer deliver an invocation are available upon written request submitted to the Council Administrator of the Memphis City Council.

PLEDGE OF ALLEGIANCE

CALL OF ROLL by the Comptroller

APPROVAL OF PREVIOUS MEETING MINUTES (March 7, 2017)

ANNOUNCEMENT FOR APPEARANCE CARDS FOR PUBLIC SPEAKING

ITEMS HELD OR DROPPED FROM THE AGENDA

PRESENTATION AND RECOGNITION OF VISITORS (None)

PUBLIC HEARING

1. RESOLUTION approving a planned development located at 2018 Court Avenue, northeast corner of Court Avenue and Morrison Street, containing 2.96 acres in the Commercial Mixed Use-3 (CMU-3) District. This resolution is sponsored by the Office of Planning and Development. **(On 12/6/16, the public hearing date for this case was set for 1/17/17). (Held from 1/17/17).**
Colvett
Chairman,
Planning &
Zoning
Committee

Case No. P.D. 16-16

Applicant: Turner Dairy Holdings, LLC. (Jim Turner)
Nathan Bick, Burch, Porter & Johnson – Representative

Request: Warehouse, limited service to Tractor-trailer trucks, parking for Tractor-trailer trucks associated with the Prairie Farms Dairy operation

LUCB recommendation: Rejection

OPD recommendation: Approval, with Conditions

ACTION REQUESTED: Take whatever action Council deems advisable

108 NOTICES WERE MAILED ON JANUARY 6, 2017

DIVISION OF PLANNING AND DEVELOPMENT (None)

ZONING ORDINANCE-THIRD AND FINAL READING (None)



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CONSENT AGENDA

GENERAL ORDINANCE - FIRST READING (None)

GENERAL ORDINANCES - SECOND READING

2. **ORDINANCE** to amend Chapter 25 of the City of Memphis Code of Ordinances governing the City Pension System, up for S E C O N D reading. Ordinance No. 5641 is sponsored by the Human Resource Division.

Spinosa
Chairman,
Personnel
Committee

ACTION REQUESTED: Adopt the ordinance on Second reading

3. **ORDINANCE** to amend Article IV, Division 2, Chapter 21, Section 179 (c) Parking Meters, of the Code of Ordinance of the City of Memphis, up for S E C O N D reading. Ordinance No. 5640 is sponsored by Chairman Boyd.

Hedgepeth
Chairman,
Public Works,
Transportation
& General Services
Committee

ACTION REQUESTED: Adopt the ordinance on Second reading

ZONING ORDINANCE - FIRST READING (None)

ZONING ORDINANCE - SECOND READING (None)

ENGINEERING

4. RESOLUTION approving final plat of Tournament Trails PD, PH. 2.

Case No. PD-94-356

Contract No. CR-5255

Resolution approves the final plat located on the northwest corner of Winchester Road and Tournament Drive. Cost of the required improvements to be borne by the Owner and Developer. Resolution also authorizes the proper officials to execute the attached standard improvement contract.

City Engineer recommends approval



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MLGW FISCAL CONSENT

5. RESOLUTION approving payment of an invoice from Tennessee Valley Public Power Association for the 2017 membership dues in the amount of \$51,632.36.
6. RESOLUTION awarding Contract No. 11896, Internet Service Provider, to Windstream, in the funded amount not-to-exceed \$82,800.00.
7. RESOLUTION approving Change No. 1 to Contract No. 11740, Claims Case Management, to American Technical Services, in the funded amount of \$25,000.00. (The initial term of the contract was for a period of one year from the date of the Notice to Proceed with an option of four annual renewal terms. The contract also provides for annual software maintenance, license, and support services. This change is to renew annual software maintenance and support services for the first of four annual renewal terms covering the period April 1, 2017 through March 31, 2018.)
8. RESOLUTION approving Change No. 8 to Contract No. 10346, Database Navigation Editor Software Product, with Allen Systems Group, Incorporated (ASG), formerly Nortel Networks, Incorporated, in the funded amount of \$9,197.69. (This change is to renew the current contract for annual software maintenance, license, and support services covering the period July 1, 2017 through June 30, 2018. MLGW is requesting continuous maintenance of the acquired system, which can only be performed by Allen Systems Group, Incorporated.)
9. RESOLUTION approving Change No. 5 to Contract No. 9943, Graphics Reporting Software Package, with Allen Systems Group, Incorporated (ASG) to renew the current contract in the funded amount of \$36,790.89. (This change is to renew annual software maintenance, license, and support services covering the period October 31, 2017 through October 30, 2018 with no increase from the previous year. MLGW is requesting continuous maintenance of the acquired system, which can only be performed by ASG, Incorporated.)

ACTION REQUESTED: Adopt the resolution

NOTATION FROM OPD (None)

NOTATION from the Land Use Control Board that the following case was heard and recommendation made requesting a date of public hearing:

ACTION REQUESTED: Set a date of public hearing

SUGGESTED DATE:



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REGULAR AGENDA

10.

Spinosa

Chairman,

Personnel

Committee

APPOINTMENTS

ALCOHOL COMMISSION

Reappointment

Sherman Greer

MEMPHIS & SHELBY DOWNTOWN MEMPHIS COMMISSION

Reappointment

Deni C. Reilly

GENERAL ORDINANCES – THIRD AND FINAL READING

11.

Morgan

Chairman,

Public Safety &

Homeland Security

Committee

ORDINANCE to amend Chapter 28, Article VI, of the Code of Ordinances of the City of Memphis, to establish regulations for False Alarms, up for T H I R D and F I N A L reading. Ordinance No. 5638 is sponsored by Councilman Spinosa.

ACTION REQUESTED: Take whatever action Council deems advisable

12.

Boyd

Chairman,

Executive

Session

ORDINANCE to amend Article VIII, § 2-370 of the Code of Ordinances, relative to Arbitration of Labor Disputes, Impasse Procedures and Preservation of Charter Powers of City Council, up for T H I R D and F I N A L reading. Ordinance No. 5639 is sponsored by Councilman Conrad.

ACTION REQUESTED: Take whatever action Council deems advisable

ENGINEERING DIVISION (None)

EXECUTIVE DIVISION

13. RESOLUTION to accept grant funds in the amount of \$37,500.00 from the State of Tennessee Department of Human Services to Workforce Investment Network for the Child Support Noncustodial Parent Employment Demonstration Program (CSPED). This resolution is sponsored by Workforce Investment Network.
- Jones
Chairman,
Economic
Development,
Tourism &
Technology
Committee
- ACTION REQUESTED: Adopt the resolution

FINANCE & ADMINISTRATION (None)

DIVISION OF FIRE SERVICES

14. RESOLUTION to accept and appropriate supplemental grant funds in the amount of \$49,151.00 from FEMA for Tennessee Task Force One for the development and maintenance of National Urban Search and Rescue Response System. This resolution is sponsored by Fire Services.
- Morgan
Chairman,
Public Safety
& Homeland
Security
Committee
- ACTION REQUESTED: Adopt the resolution

DIVISION OF GENERAL SERVICES (None)

DIVISION OF HOUSING AND COMMUNITY DEVELOPMENT (None)

DIVISION OF HUMAN RESOURCES (None)

INFORMATION SERVICES (None)

LAW DIVISION (None)

MLGW DIVISION (None)

DIVISION OF PARKS AND NEIGHBORHOODS (None)

DIVISION OF POLICE SERVICES (None)

DIVISION OF PUBLIC SERVICES (None)

DIVISION OF PUBLIC WORKS

15. RESOLUTION appropriating FY 2017 funds in the amount of \$4,650,000.00 to Project number GS01007, for various repairs, modifications and improvements to City properties including roofing, plumbing, painting, carpentry and HVAC. This resolution is sponsored by General Services.
- Hedgepeth
Chairman,
Public Works,
Transportation

& General Services ACTION REQUESTED: Adopt the resolution
Committee

16. RESOLUTION approving the sale of property in the amount of \$300 of 0 Oklahoma,
Hedgepeth Parcel ID 024010 00005 and 0 Pioneer, Parcel ID #s 024010 00009 & 024010 00010
Chairman, Memphis, Tennessee 38106. This resolution is sponsored by General Services.

Public Works,
Transportation ACTION REQUESTED: Adopt the resolution
& General Services
Committee

17. RESOLUTION amending the FY 2017 CIP budget by accepting \$51,450.00 in
Hedgepeth additional Railroad Safety Improvement funds from the Tennessee Department of
Chairman, Transportation (TDOT) for Railroad Safety Improvement at various locations; Project
Public Works, Number EN01070. This resolution is sponsored by General Services.

Transportation
& General Services ACTION REQUESTED: Adopt the resolution
Committee

GENERAL ITEM (None)

APPEARANCE CARDS FOR PUBLIC SPEAKING

ADJOURNMENT

ADD-ONS

18. **APPOINTMENT**

Spinosa
Chairman,
Personnel
Committee

**MEMPHIS & SHELBY COUNTY COMMUNITY REDEVELOPMENT
AGENCY**

Appointment

Dynisha Woods

19. RESOLUTION to allow the City of Memphis through the Division of Police Services to accept grant funds in the amount of \$260.22 from the Department of Justice, Bureau of Justice Assistance. This resolution is sponsored by Police Services.

Morgan
Chairman,
Public Safety
& Homeland
Security
Committee

ACTION REQUESTED: Adopt the resolution

Fiscal Consent

20. RESOLUTION to accept one SkyCop Camera Solution System, compatible with existing MPD equipment, to be installed at 200 Wagner Place at the request of the residents of Waterford Plaza, who gave the necessary funds. The items are being donated by the Memphis/Shelby County Law Enforcement Foundation. The cumulative total donation is \$6,755.00. This resolution is sponsored by Police Services.

Morgan
Chairman,
Public Safety
& Homeland
Security
Committee

ACTION REQUESTED: Adopt the resolution

Fiscal Consent

21. RESOLUTION appropriating FY 2017 funds in the amount of \$1,100,000.00 for elevator renovations. The project number is GS01001. This resolution is sponsored by General Services.

Hedgepeth
Chairman,
Public Works,
Transportation
& General Services
Committee

ACTION REQUESTED: Adopt the resolution

22. RESOLUTION approving plans to lease a portion of the Stiles Waste Water Treatment Facility Property. This resolution is sponsored by Councilman Hedgepeth.

Hedgepeth
Chairman,
Public Works,
Transportation
& General Services
Committee

ACTION REQUESTED: Adopt the resolution

23. RESOLUTION to accept a donation of two Dodge Journey SUVs with an estimate value of \$50,000.00 from The Memphis Fire Foundation to be used in the RADAR

Morgan

ADD-ONS CONT.

Chairman, program to reduce non-emergency calls. This resolution is sponsored by Fire
Public Safety Services.
& Homeland

Security ACTION REQUESTED: Adopt the resolution
Committee

24. RESOLUTION encouraging Citizens to carefully choose Tax Preparers , so that they
Boyd will not become victims of dishonest Tax Preparers and preparation services. This
Chairman, resolution is sponsored by Chairman Boyd.

Executive ACTION REQUESTED: Adopt the resolution
Session

ACTION TAKEN BY COUNCIL ON THIS DATE

1. Dropped
2. Through 10 – Approved
11. & 12 – Approved, as amended
13. Through 24 – Approved

ACTION TAKEN BY COUNCIL ON THE MINUTES OF MARCH 7, 2017 MEETING

Approved, as amended, Item #6 (BEARWATER PARK S/D, PH. 2) was pulled from the Minutes

**ACTION TAKEN BY COUNCIL ON THE MINUTES OF ITEMS #12, #18, #19, #20, #21, #22,
& #23 FROM TONIGHT'S MEETING**

Approved